

EXPRESS MAIL LABEL NO.: EL 813 864 069 US

PATENT APPLICATION

Docket No.: 7678.582



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Dan E. Fischer et al.

Serial No.: 10/072,259

Filed: February 6, 2002

Confirmation No.: 3302

For: METHOD FOR USING DENTURE RELINE  
MATERIALS IN CONJUNCTION WITH  
SPORT MOUTH GUARDS

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record

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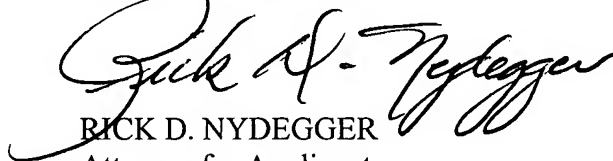
believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 22 day of MARCH, 2002.

Respectfully submitted,



RICK D. NYDEGGER  
Attorney for Applicant  
Registration No. 28,651



**022913**

PATENT TRADEMARK OFFICE

RDN:jrr

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Form PTO-1449

Sheet 1 of 4

Applicant: Dan E. Fischer et al.

Serial No.: 10/072,259

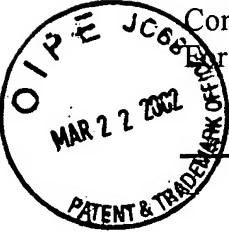
Att'y Docket No.: 7678.582

Filing Date: February 6, 2002

Group: 3761

Confirmation No.: 3302

METHOD FOR USING DENTURE RELINE MATERIALS IN  
CONJUNCTION WITH SPORT MOUTH GUARDS



INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

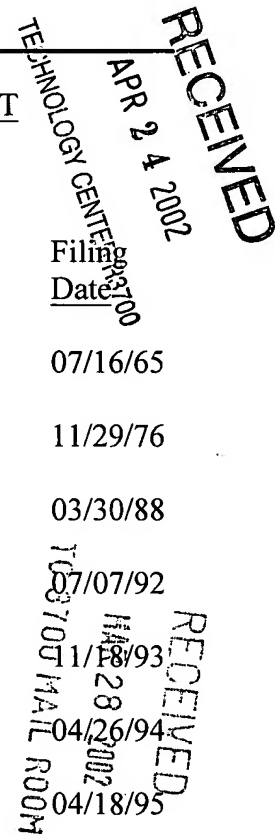
U.S. Patent Documents

<u>Examiner Initial*</u>	<u>Patent Number</u>	<u>Issue Date</u>	<u>Name</u>	<u>Class</u>	<u>Sub Class</u>	<u>Filing Date</u>
_____ A1.	3,312,218	04/04/67	Jacobs	128	136	07/16/65
_____ A2.	4,161,067	07/17/79	Bekey et al.	32	17	11/29/76
_____ A3.	4,955,393	09/11/90	Adell	128	859	03/30/88
_____ A4.	5,268,396	12/07/93	Lai	522	28	07/07/92
_____ A5.	5,503,552	04/02/96	Diesso	433	37	11/18/93
_____ A6.	5,513,988	05/07/96	Jeffer et al.	433	168.1	04/26/94
_____ A7.	5,562,449	10/08/96	Jacobs et al.	433	215	04/18/95
_____ A8.	5,616,027	04/01/97	Jacobs et al.	433	37	04/15/96
_____ A9.	5,678,993	10/21/97	Jeffer et al.	433	168.1	03/22/95
_____ A10.	5,713,738	02/03/98	Yarborough	433	215	09/05/96
_____ A11.	5,769,633	06/23/98	Jacobs et al.	433	37	03/05/97
_____ A12.	5,823,193	10/20/98	Singer et al.	128	848	01/27/97

Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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Sheet 2 of 4

Applicant: Dan E. Fischer et al.

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For: METHOD FOR USING DENTURE RELINE MATERIALS IN  
CONJUNCTION WITH SPORT MOUTH GUARDS

Att'y Docket No.: 7678.582

Group: 3761



_____ A13.	5,851,512	12/22/98	Fischer	424	49	05/30/97
_____ A14.	5,855,870	01/05/99	Fischer	424	49	05/30/97
_____ A15.	5,952,400	09/14/99	Hosoi et al.	523	120	02/17/98
_____ A16.	5,985,249	11/16/99	Fischer	424	49	10/14/97
_____ A17.	6,036,943	03/14/00	Fischer	424	49	10/14/97

Other Documents

(including author (if listed), title, relevant pages, date of publication including at least month and year).

Examiner

Initial\*

_____ A18.	Play Safe Sport Brochure, Erkodent, published at least as early as Feb. 2002, 1 pg.
_____ A19.	ProTech Permafix, <a href="http://www.dentallabproducts.com/permafix.htm">http://www.dentallabproducts.com/permafix.htm</a> , Nov. 2001, 4 pgs.
_____ A20.	Hydro-Cast Dental Products, <a href="http://www.hydrocast.com/technique/68760.html">http://www.hydrocast.com/technique/68760.html</a> , Nov. 21, 2001, 3 pgs.
_____ A21.	Maxxgard, Mouthgard types, <a href="http://www.maxxgard.com/mouthguardtypes.html">http://www.maxxgard.com/mouthguardtypes.html</a> , Feb. 6, 2002, 2 pgs.

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Sheet 3 of 4

Applicant: Dan E. Fischer et al.

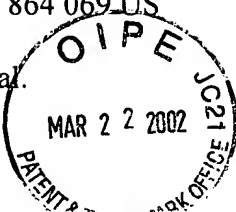
Serial No.: 10/072,259

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Confirmation No.: 3302

For:

METHOD FOR USING DENTURE RELINE MATERIALS IN  
CONJUNCTION WITH SPORT MOUTH GUARDS



Att'y Docket No.: 7678.582

Group: 3761

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- \_\_\_\_\_ A22. GC America, Inc., GC Reline™ Soft/Extra Soft,  
<http://www.gcamerica.com/gcreline.html>, Feb. 6, 2002, 2 pgs.
- \_\_\_\_\_ A23. Hydro-Cast Dental Products, Mollosil® Plus,  
<http://www.hydrocast.com/68760.html>, Feb. 6, 2002, 2 pgs.
- \_\_\_\_\_ A24. Types of Athletic Mouthguards,  
<http://www.austindental.com/sports/mouthguards.shtml>, Feb. 6, 2002, 4 pgs.
- \_\_\_\_\_ A25. VOCO Scientific Information Denture Relining, Scientific Product  
Information, <http://www.voco.com/usa/ufigelh/wi/wi ug.htm>, Feb. 6, 2002,  
13 pgs.

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Att'y Docket No.: 7678.582

Group: 3761

### References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

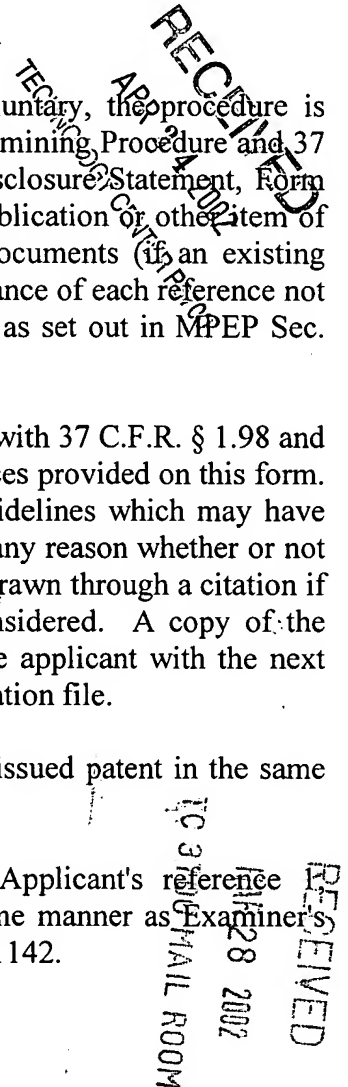
The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

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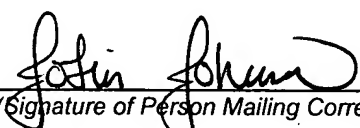
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<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>				Docket No. 7678.582	
Applicant(s): Dan E. Fischer et al.					
Serial No. 10/072,259	Filing Date February 6, 2002	Confirmation No. 3302	Examiner unassigned	Group Art Unit 3761	
Invention: METHOD FOR USING DENTURE RELINE MATERIAL IN CONJUNCTION WITH SPORT MOUTH GUARDS					
<p>I hereby certify that the Transmittal letter (2 pages) (in triplicate); Information Disclosure Statement (2 pgs); Form PTO-1449 Listing all Cited References (4 pgs); Legible Copies of Twenty-Five (25) Cited References; and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, DC 20231 on <u>MARCH 22</u>, 2002.</p>					
<p style="text-align: right;">RECEIVED APR 24 2002 TECHNOLOGY CENTER R3700 MAR 28 2002 TC 3700 MAIL ROOM</p>					
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<p>JOLIN JOHNSON</p> <p>(Typed or Printed Name of Person Mailing Correspondence)</p>					
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